

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

WHITNEY NATIONAL BANK,

Plaintiff,

v.

**HIGHWAY SOLUTIONS, LLC;
MICHAEL C. MARCATO and
ANNE S. MARCATO,**

Defendants.

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CASE NO.: 2:07-cv-415-ID

STATUS REPORT

Defendants Highway Solutions, LLC, Michael C. Marcato and Anne S. Marcato hereby file the following status report regarding their respective bankruptcy proceedings:

1. On September 27, 2007, this Court stayed this litigation as to Highway Solutions, LLC and ordered that the Defendants file a report on December 6, 2007 as to the status of their respective bankruptcies. [Doc. 37].¹

2. The bankruptcy proceeding initiated by Michael C. Marcato and Anne S. Marcato remains pending in the United States Bankruptcy Court for the Middle District of Alabama, Case Number 07-30824.

3. The bankruptcy proceeding initiated by Highway Solutions, LLC remains pending in the United States Bankruptcy Court for the Middle District of Alabama, Case Number 07-31461.

¹ By Order dated July 18, 2007, the Court stayed this proceeding as to Defendants Michael C. Marcato and Anne S. Marcato. [Doc. 24].

This the 6th day of December, 2007.

/s J. David Martin

Robert D. Segall (ASB-7354-E68R)

J. David Martin (ASB-7387-A54J)

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COUNSEL FOR DEFENDANTS,

Highway Solutions, LLC

Michael and Anne Marcato

CERTIFICATE OF SERVICE

I hereby certify that on the 6th of December, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

- **Gregory Carl Cook**
gcook@balch.com; cwicker@balch.com

/s J. David Martin

Of Counsel